

## Nelson Mullins Riley & Scarborough LLP

Attorneys and Counselors at Law 999 Peachtree Street, NE / 14th Floor / Atlanta, Georgia 30309-3964 Tel: 404.817.6000 Fax: 404.817.6050

www.nelsonmullins.com

Lloyd G. Farr Registered Patent Attorney 404.817.6165 Fax: 803.255.9831

lloyd.farr@nelsonmullins.com

August 17, 2004

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RE:

U.S. Patent Application of James A. Stokes, et al.

Entitled: "Pet Restraint Apparatus"

Serial No.: 10/670,875 Filed: September 25, 2003 Our Ref: 22564/09000

Dear Sir:

The following are being transmitted herewith:

- 1. Transmittal sheet (original plus 1 copy (2 sheets))
- 2. Fee transmittal sheet (1 sheet)
- 3. Amendment (6 sheets)
- 4. Check in the amount of \$210.00 (2-mth extension of time)
- 5. Return Postcard

Please charge any deficiency or credit any overpayment required by this action to our Deposit Account No. 50-1196, for which purpose an extra copy of this transmittal letter is attached.

Very truly yours

Lloyd G. Farr Reg. No. 38,446

I hereby certify that this paper and any referenced attachment and/or fee are being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: August 17, 2004

Jesse S. Emerson

Pypeli name of person mailing paper or fee

Signature

PTO/SB/17 (05-03) Approved for use through 04/30/2003. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FE	E	TR	AN	SN	IIT	TAL	
	•	for	FY	20	03		

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

SUBMITTED BY

Name (Print/Type)

Lloyd G. Farg

2 TUAN

/ <b>#</b> \	210	$\Delta \Delta$
1 (2)	210	.vv

espond to a collection of inte	officiation unless it displays a valid OMB control number			
Complete if Known				
Application Number	10/670,875			
Filing Date	September 25, 2003			
First Named Inventor	James A. Stokes, et al.			
Examiner Name	K. Smith			
Art Unit	3644			
Attorney Docket No.	22564/09000			

(Complete (if applicable)

Telephone (404) 817-6165

METHOD OF PAYMENT (check all that apply)	FEE CALCULATION (continued)					
Check Credit card Money Other None	3. ADDITIONAL FEES					
Deposit Account:	<u>Large</u>	Entity	Smal	Entity	<i>!</i>	
Deposit		Fee (\$)	Fee Code	Fee (\$)	Fee Description	For Dold
Account Number		130	2051		Surcharge - late filing fee or oath	Fee Paid
Deposit Account Nelson Mullins LLP, et al.	1052	50	2052		Surcharge - late provisional filing fee or	
Name	1053	130	1053	130	cover sheet Non-English specification	
The Director is authorized to: (check all that apply)  Charge fee(s) indicated below  Credit any overpayments		2,520			For filing a request for ex parte reexamination	
Charge lee(s) indicated below Credit any overpayments  Charge any additional fee(s) during the pendency of this application	1804	920*	1804	920*	Requesting publication of SIR prior to	
Charge fee(s) indicated below, except for the filling fee	4005	4 0 4 0 *	4005	4 0 40*	Examiner action	
to the above-identified deposit account.	1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
FEE CALCULATION	1251	110	2251	55	Extension for reply within first month	210.00
1. BASIC FILING FEE	1252	410	2252	205	Extension for reply within second month	
Large Entity Small Entity	1253	930	2253	465	Extension for reply within third month	
Fee Fee Fee Fee Description Fee Paid Code (\$) Code (\$)	1254	1,450	2254	725	Extension for reply within fourth month	
1001 750 2001 375 Utility filing fee	1255	1,970	2255	985	Extension for reply within fifth month	<b>  </b>
1002 330 2002 165 Design filing fee	1401	320	2401	160	Notice of Appeal	
1003 520 2003 260 Plant filing fee	1402	320	2402	160	Filing a brief in support of an appeal	
1004 750 2004 375 Reissue filing fee	1403	280	2403	140	Request for oral hearing	
1005 160 2005 80 Provisional filing fee	1451	1,510	1451	1,510	Petition to institute a public use proceeding	
SUBTOTAL (1) (\$) 0.00	1452	110	2452	55	Petition to revive - unavoidable	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	1453	1,300	2453	650	Petition to revive - unintentional	
Fee from	1501 1502	.,	2501		Utility issue fee (or reissue)	
Total Claims 0 -20** = 0 x 0.00 = 0.00		470	2502		Design issue fee	
Independent 0 3** - 0 V 0 00 J 0 00	1503	630	2503		Plant issue fee	
Claims 5 - 3 - 5 - 7 - 7 - 7 - 7 - 7 - 7 - 7 - 7 - 7	1460	130	1460		Petitions to the Commissioner	
Large Entity   Small Entity	1807	50	1807		Processing fee under 37 CFR 1.17(q)	
Fee Fee Fee Fee Description	1806	180	1806		Submission of Information Disclosure Stmt Recording each patent assignment per	
Code (\$)	8021	40	8021	40	property (times number of properties)	
1201 84 2201 42 Independent claims in excess of 3	1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1203 280 2203 140 Multiple dependent claim, if not paid	1810	750	2810	375	For each additional invention to be	
1204 84 2204 42 ** Reissue independent claims over original patent		750	2801	375	examined (37 CFR 1.129(b))  Request for Continued Examination (RCE)	
1205 18 2205 9 ** Reissue claims in excess of 20	1801 1802	900	1802	900	. ,	
and over original patent					of a design application	
SUBTOTAL (2) (\$) 0.00	Other fee (specify) *Reduced by Basic Filing Fee Paid *SURTOTAL (3) (\$) 210 00					
**or number previously paid, if greater; For Reissues, see above	reau	cea by	Dasic F	aung re	ee Paid SUBTOTAL (3) (\$) 210.0	0

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Registration No.

(Attorney/Agent)

38,446





**PATENT** 

Docket No. 22564/09000

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)
James A. Stokes, et al	) Art Unit: <b>3644</b>
Serial No. 10/670,875	) Examiner: <b>K. Smith</b>
Filed: September 25, 2003	)
For: Pet Restraint Apparatus	)

## **Amendment**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the office action of March 18, 2004, please enter the following amendment:

08/20/2004 BSAYASI1 00000031 10670875

01 FC:2252

210.00 OP